

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Stanislav Sazonov	Team: Team # 4	CCRB Case #: 201405132	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 05/23/2014 5:45 AM	Location of Incident: § 87(2)(b)	Precinct: 23	18 Mo. SOL 11/23/2015	EO SOL 11/23/2015	
Date/Time CV Reported Tue, 05/27/2014 1:17 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 05/27/2014 1:17 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Thomas Williams	645	943960	GANG M
2. DT3 Mark Tufano	06899	919796	GANG M
3. An officer			GANG M

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. CPT Brian Sayre	00000	900630	O C I D
2. SGT Sean Lynskey	04166	901871	GANG M
3. DT3 John Matthews	03433	920569	GANG M
4. DT3 Dunia Palacios	4383	940543	GANG M
5. DT3 Timothy Donohue	7267	932568	GANG M
6. DT3 Jason Miletic	03501	925746	GANG M
7. DT3 Brian Brannigan	06451	927956	GANG M
8. DT3 Julio Lasalle	3518	936912	GANG M
9. DT2 Fernando Espindola	06098	922306	GANG M
10. DT3 Erin Barnes	03059	920008	GANG M
11. DT3 David Kantor	00532	941986	GANG M

Officer(s)	Allegation	Investigator Recommendation
A.DT3 Thomas Williams	Abuse: Det. Thomas Williams entered and searched § 87(2)(b) in Manhattan.	
B.DT3 Mark Tufano	Discourtesy: Det. Mark Tufano spoke discourteously to § 87(2)(b)	
C.DT3 Thomas Williams	Discourtesy: Det. Thomas Williams spoke discourteously to § 87(2)(b)	
D. An officer	Discourtesy: An officer spoke discourteously to § 87(2)(b)	
E.DT3 Thomas Williams	Abuse: Det. Thomas Williams refused to provide his name and shield number to § 87(2)(b)	

Case Summary

On May 23, 2014, at approximately 5:45 a.m., Cpt. Brian Sayre, Sgt. Sean Lynskey, PO Thomas Williams, Det. John Matthews, Det. Dunia Palacios, Det. Timothy Donohue, Det. Erin Barnes, Det. David Kantor, Det. Brian Brannigan, Det. Julio Lasalle, Det. Fernando Espindola and Det. Mark Tufano from Manhattan Gang Squad, executed a valid search warrant inside § 87(2)(b), in Manhattan. (**Allegation A**). The officers breached the entrance door to the apartment, which was occupied by § 87(2)(b) and § 87(2)(b) and had their guns pointed. Det. Tufano allegedly told § 87(2)(b) to “turn the fuck around” when he entered her bedroom. (**Allegation B**). Det. Williams and an officer allegedly told § 87(2)(b) to “shut the fuck up,” when she asked them what was happening. (**Allegations C and D**). Additionally, after § 87(2)(b) had been handcuffed, Det. Williams allegedly told her to “shut the fuck up” when she requested his name and shield number. (**Allegation E**).

Mediation, Civil and Criminal Histories

§ 87(2)(b) [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

. A Notice of Claim inquiry is pending with the Comptroller’s Office.

Civilian and Officer CCRB Histories

- This is the first CCRB complaint filed by § 87(2)(b) (encl. 2C)
- This is the first CCRB complaint in which § 87(2)(b) and § 87(2)(b) are listed as victims. (encl. 2D-2E).
- PO Williams has been a member of the service for seven years and there are no substantiated CCRB allegations against him. (encl. 2A).
- Det. Tufano has been a member of the service for seventeen years and there are no substantiated CCRB allegations against him (encl. 2B):

Findings and Recommendations

Explanation of Subject Officer Identification

- Det. Williams acknowledged obtaining a search warrant and is listed as the requesting officer in the search warrant (encl. 9K-9L). § 87(2)(b) stated that the officer who handcuffed her and escorted her to the living room cursed at her and refused to provide his name and shield number when she asked for his information. § 87(2)(b) described that officer as a white male in his late 30s to early 40s, about 5’6” tall, 180 pounds, with blondish hair and dressed in grey shirt, blue jeans and a bulletproof vest. Det. Williams acknowledged handcuffing § 87(2)(b) and walking her to the living-room. Det. Williams described himself in the Officer Interview Sheet as a § 87(2)(b)-old white male, 6’2” tall, 280 pounds, with blond hair and blue eyes. Det. Williams stated he was dressed in plainclothes on the day of the incident. Although his height and weight differed somewhat, his hair color, age and admitted actions were consistent with those attributed by § 87(2)(b) to the officer who allegedly cursed and refused to provide his name and shield to her. § 87(2)(g)
- § 87(2)(b) alleged that the officer who wore tactical gear, had a shield, a helmet and a flashlight and was the first one to enter her room, cursed at her. Based on the Tactical Plan (encl. 12A), Det. Mark Tufano from Manhattan Gang was assigned as the first

bunker. Det. Tufano acknowledged that he was bunker one and hence was the first officer to enter the room that contained one female – § 87(2)(b) § 87(2)(g)

- § 87(2)(b) alleged that an officer, whom she could not describe, cursed at her in her bedroom. § 87(2)(g)

Allegation A – Abuse of Authority: Det. Thomas Williams entered and searched § 87(2)(b) in Manhattan.

Pursuant to a valid search warrant (encl. 9K-9L), Det. Williams entered and searched § 87(2)(b), in Manhattan, within the timeframe specified in the search warrant. § 87(2)(g)

Allegation B – Discourtesy: Det. Mark Tufano spoke discourteously to § 87(2)(b)

Allegation C – Discourtesy: Det. Thomas Williams spoke discourteously to § 87(2)(b)

Allegation D – Discourtesy: An officer spoke discourteously to § 87(2)(b)

Allegation E – Abuse of Authority: Det. Thomas Williams refused to provide his name and shield number to § 87(2)(b)

§ 87(2)(b) alleged that Det. Tufano told her to “turn the fuck around,” once he entered her bedroom. § 87(2)(b) also stated that Det. Williams and an unidentified officer told her to “shut the fuck up” when she asked what happened. When § 87(2)(b) asked Det. Williams for his name and shield number, he did not provide the information and replied, “Shut the fuck up, somebody will speak to you.”

§ 87(2)(b) § 87(2)(b)'s mother, was in another bedroom and said she had heard an officer whom she could not see from her bedroom tell § 87(2)(b) “Shut the fuck up.”

Det. Williams and Det. Tufano denied using profanity toward § 87(2)(b) or hearing any other officer do so. Det. Brian Brannigan, who was also interviewed, denied hearing the use of profanity. Det. Williams denied refusing to provide his name and shield number to § 87(2)(b) and the other officers denied witnessing this.

§ 87(2)(g)

Team: 4

Investigator: _____ Stanislav A. Sazonov 01/21/2015
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date